

**DECLARATION OF OIL AND GAS NOTICE**

(Tax Map 12, Franklin District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) owned or leased partly or wholly by the undersigned lie(s) under the surface of lands described in Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOLIDATION COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

McELROY COAL COMPANY

RESERVE COAL PROPERTIES COMPANY

CNX LAND RESOURCES INC.

**C/O LEATHERWOOD, INC.****1000 CONSOL ENERGY DRIVE****CANONSBURG, PA 15317-6506**

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 27 day of OCTOBER, 2010, by WILLIAM GILLENWATER, its ASST. MANAGER, by authority duly given.

Jan Pest  
MARSHALL County 08:59:30 AM  
Instrument No 1294519  
Date Recorded 11/08/2010  
Document Type O&G  
Pages Recorded 6  
Book-Page 712-167  
Recording Fee \$6.00  
Additional \$6.00

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: William GillenwaterIts: Assistant Manager

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 27 day of OCTOBER, 2010, by WILLIAM GILLENWATER, its **VICE PRESIDENT**, by authority duly given.

CONSOLIDATION COAL COMPANY

a Delaware corporation:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 27 day of OCTOBER, 2010, by WILLIAM GILLENWATER, its **VICE PRESIDENT**, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC

a Delaware limited liability company:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 27 day of OCTOBER, 2010, by WILLIAM GILLENWATER, its **VICE PRESIDENT**, by authority duly given.

RESERVE COAL PROPERTIES COMPANY

a Delaware corporation:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 27 day of OCTOBER, 2010, by WILLIAM GILLENWATER, its VICE PRESIDENT, by authority duly given.

MCELROY COAL COMPANY  
a Delaware corporation:

By: William Gillenwater

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 27 day of OCTOBER, 2010, by WILLIAM GILLENWATER, its VICE PRESIDENT, by authority duly given.

CNX LAND RESOURCES INC.  
a Delaware corporation:

By: William Gillenwater

Its: Vice President

**NOTE:** PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA  
COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared WILLIAM GILLENWATER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 27 day of OCTOBER, 2010.

COMMONWEALTH OF PENNSYLVANIA  
Notarial Seal  
Jane M. Young, Notary Public  
Cecil Twp., Washington County  
My Commission Expires June 20, 2013  
Member, Pennsylvania Association of Notaries

Jane M. Young  
Notary Public

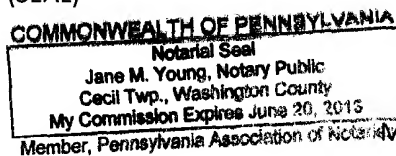
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared WILLIAM GILLENWATER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 27 day of OCTOBER, 2010.

(SEAL)



Jane M. Young  
Notary Public

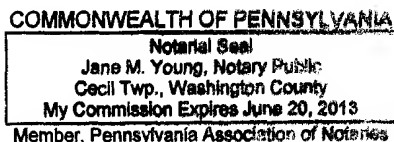
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared WILLIAM GILLENWATER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 27 day of OCTOBER, 2010.

(SEAL)



Jane M. Young  
Notary Public

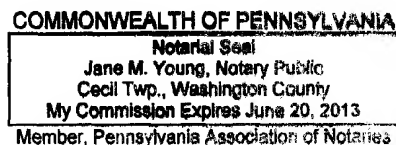
My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared WILLIAM GILLENWATER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 27 day of OCTOBER, 2010.

(SEAL)



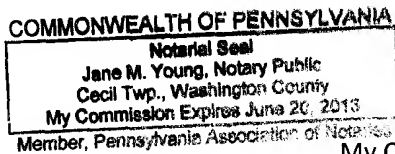
Jane M. Young  
Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared WILLIAM GILLENWATER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 27 day of OCTOBER, 2010.

(SEAL)



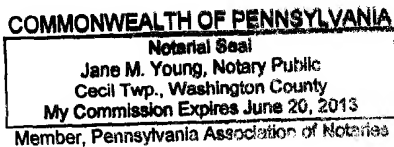
Jane M. Young  
 Notary Public

My Commission expires \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA  
 COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared WILLIAM GILLENWATER, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the **VICE PRESIDENT** of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 27 day of OCTOBER, 2010.

(SEAL)



Jane M. Young  
 Notary Public

My Commission expires \_\_\_\_\_

This Document Prepared By:

Andrew S. Graham  
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MO5541583

**EXHIBIT A - SURFACE TRACTS (McELROY MINE)**  
**Tax Map 12 Franklin District, Marshall County, West Virginia**

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
12	2	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	60.68 Chance Run	DB 691/363
12	2.1	Consolidation Coal Company		1000 Consol Energy Dr.	Canonsburg	PA	15317	22.00 Chance Run	DB 319/326
12	3	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	62.30 River B & H	DB 691/393
12	5	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	61.883 River Bottom	DB 691/363
12	6	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	70.81 River B & H	DB 691/363
12	6.2	Consolidation Coal Company		1000 Consol Energy Dr.	Canonsburg	PA	15317	25.50 River B & H	DB 329/153
12	7	Riggenbach	Robert et ux	RD 2 Box 43-B	Proctor	WV	26055	108.891 River Hill & OG	DB 517/530
12	8	Miller	Anita Rae - Life	400 Filbert Ave	Moundsville	WV	26041	100.35 Lot 8 Long Run & OG	DB 668/107
12	9	Fish	Robert H. et ux	3045 Grimes Ridge	Valley Grove	WV	26060	10.15 Long Run	DB 636/104
12	10	Consolidation Coal Company		1000 Consol Energy Dr.	Canonsburg	PA	15317	13.76 A Long Run	DB 465/459
12	10.1	Consolidation Coal Company		1000 Consol Energy Dr.	Canonsburg	PA	15317	38.48 A Long Run	DB 425/232
12	11	Bryan	Wesley R. et al	16549 Meredith Street	Sunbury	OH	43074	52.478 Long Run & OG	DB 675/501
12	12	Persinger	Lionel L. et ux	RD 2 Box 214	Proctor	WV	26055	46.40 Long Run & OG	DB 428/366
12	12.1	Persinger	Lionel L. et ux	RD 2 Box 214	Proctor	WV	26055	150 A Long Run & OG	DB 447/285
12	13	Hamilton	Almonta Rae - Life	RD 2 Box 44	Proctor	WV	26055	41.887 Long Run Lot C	WB 83/45
12	14	Hamilton	Almonta Rae	RD 2 Box 44	Proctor	WV	26055	117.495 Long Run	WB 83/45
12	21	Gibson	Edward L. - Life	RD 2 Box 45	Proctor	WV	26055	73.436 Long Run	DB 672/56
12	21.1	Riggenbach	Robert et ux	RD 2 Box 43A	Proctor	WV	26055	14.222 Long Run	DB 632/21
12	23	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	2/5 Int 236.10 Coon Run	DB 663/91
12	23	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	3/5 Int 236.10 Coon Run	DB 691/363
12	23.2	Consolidation Coal Company		1000 Consol Energy Dr.	Canonsburg	PA	15317	3/5 Int 12.50 Coon Run	DB 328/275
12	23.2	Consolidation Coal Company		1000 Consol Energy Dr.	Canonsburg	PA	15317	2/5 Int 12.50 Coon Run	DB 663/91
12	24.3	CNX Land Resources Inc.		1000 Consol Energy Dr.	Canonsburg	PA	15317	18.523 A Coon Run	DB 691/363
12	25	Ohio River R & R Co.		CSX Trans Inc Tax Dept	Jacksonville	FL	32202	12.8 Coon Run	DB 104/313

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Exhibit A - Page 1 of 1

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 27th day of October 2010, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 8th day of November 2010 at 8:59 o'clock A.M.

TESTE:

Clerk.